

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,)
Plaintiff,) Case No. CR99-0298-TSZ
v.)
HONORATO GONZALEZ-GONZALEZ,) SUMMARY REPORT OF U.S.
Defendant.) MAGISTRATE JUDGE AS TO
) ALLEGED VIOLATIONS
) OF SUPERVISED RELEASE
)

An evidentiary hearing on a petition for violation of supervised release in this case was scheduled before the undersigned Magistrate Judge on June 28, 2007. The United States was represented by Assistant United States Attorney Jill Otake, and the defendant by Mr. Michael Filipovic. The proceedings were recorded on cassette tape.

The defendant had been charged and convicted of Conspiracy to Distribute Heroin. On or about November 23, 1999, defendant was sentenced by the Honorable Thomas S. Zilly to a term of sixty (60) months in custody, to be followed by five (5) years of supervised release.

The conditions of supervised release included the requirements that the defendant comply with all local, state, and federal laws, and with the standard conditions. Special conditions imposed included, but were not limited to, participation in a substance-abuse program, submit to search, drug aftercare, if deported, defendant will not reenter the United States without permission of the Bureau of Immigration and Customs Enforcement (BICE), and if granted permission, will report to the nearest U.S. Probation Office within 72 hours of reentry.

In a Petition for Warrant or Summons dated April 30, 2007, U.S. Probation Officer Steven M. McNickle asserted the following violations by defendant of the conditions of his

**REPORT AND RECOMMENDATION OF
U.S. MAGISTRATE JUDGE AS TO ALLEGED
VIOLATIONS OF SUPERVISED RELEASE
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01 supervised release:

02 (1) Reentering the United States without permission of the BICE, on or about April
03 17, 2007, in violation of special condition number 3 and the standard condition that he not
04 commit another federal, state, or local crime.

05 (2) Possessing cocaine with the intent to distribute, on or about April 17, 2007, in
06 violation of the standard condition that he not commit another federal, state, or local crime.

07 The defendant was advised of the allegations and advised of his rights. Defendant
08 admitted to violation numbers 1 and 2.

09 I therefore recommend that the Court find the defendant to have violated the terms and
10 conditions of his supervised release as to violations 1 and 2, and that the Court conduct a hearing
11 limited to disposition. A disposition hearing has been set before the Honorable Thomas S. Zilly
12 on July 12, 2007, at 1:30 p.m.

13 Pending a final determination by the Court, the defendant has been detained.

14 DATED this 28th day of June, 2007.



JAMES P. DONOHUE

United States Magistrate Judge

17 cc: District Judge: Honorable Thomas S. Zilly
18 AUSA: Ms. Jill Otake
19 Defendant's attorney: Mr. Michael Filipovic
Probation officer: Mr. Steve McNickle